

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION
OF THE KINGDOM OF DENMARK
(SKATTEFORVALTNINGEN) TAX
REFUND LITIGATION

This document relates to:

18 Civ. 5053
18 Civ. 5374
18 Civ. 8655
18 Civ. 9797
18 Civ. 10100

MASTER DOCKET

Case No.: 18-MD-02865 (LAK)

STIPULATION AND ~~PROPOSED~~
ORDER

WHEREAS, Third-Party Plaintiffs DW Construction, Inc. Retirement Plan, Kamco Investments, Inc. Pension Plan, Kamco LP Profit Sharing Pension Plan, Linden Associates Defined Benefit Plan, Moira Associates 401(k) LLC Plan, Riverside Associates Defined Benefit Plan, American Investment Group of New York, L.P. Pension Plan, Del Mar Asset Management Savings and Retirement Plan, Federated Logistics LLC 401(k) Plan, Newsong Fellowship Church 401(k) Plan, The Goldstein Law Group PC 401(k) Profit Sharing Plan, and Sheldon Goldstein (collectively, "Third-Party Plaintiffs") have filed Third-Party Complaints against ED&F Man Capital Markets, Ltd. ("ED&F") in the above-listed actions;

WHEREAS, ED&F filed an Answer and Counterclaim in each of the above-listed actions on March 2, 2020;

WHEREAS, three groups of Third-Party Plaintiffs each filed a Motion to Dismiss ED&F's Counterclaims (the "Motions") on March 30, 2020;

WHEREAS, the deadline for ED&F to respond to each of the Motions is April 13, 2020, and the deadline for the Third-Party Plaintiffs to submit reply memoranda is April 20, 2020;

IT IS HEREBY STIPULATED AND AGREED, by and between the Parties through their undersigned attorneys, that ED&F may respond to the Motions in a single omnibus memorandum, not to exceed 50 pages in length, on or before April 30, 2020. The Third-Party Plaintiffs may file reply memoranda of law on or before May 15, 2020.

Dated: April 3, 2020
New York, NY

BINDER & SCHWARTZ LLP

K&L GATES LLP

/s/ Neil S. Binder

Neil S. Binder
Wendy H. Schwartz
M. Tomas Murphy
Gregory C. Pruden
366 Madison Avenue, Sixth Floor
New York, NY 10017
Tel: (212) 510-7008
Fax: (212) 510-7229

*Attorneys for Third-Party Defendant
ED&F Man Capital Markets, Ltd.*

/s/ Brandon R. Dillman

John C. Blessington (*pro hac vice*)
Brandon R. Dillman (*pro hac vice*)
State Street Financial Center
One Lincoln Street
Boston, MA 02111
T: 617.261.3100
F: 617.261.3175

*Attorneys for Third-Party Plaintiffs
DW Construction, Inc. Retirement Plan,
Kamco Investments, Inc. Pension Plan,
Kamco LP Profit Sharing Pension Plan,
Moir Associates LLC 401(k) Plan, Linden
Associates Defined Benefit Plan, Riverside
Associates Defined Benefit Plan, American
Investment Group of New York, L.P. Pension
Plan, Stacey Kaminer, Joan Schulman,
David Schulman, Newsong Fellowship
Church 401(k) Plan, and Alexander Jamie
Mitchell III*

KOSTELANETZ & FINK LLP

GUSRAE KAPLAN NUSBAUM PLLC

/s/ Eric Smith

Bryan Skarlatos

Eric Smith

7 World Trade Center, 34th Floor

250 Greenwich Street

366 Madison Avenue, Sixth Floor

New York, NY 10007

T: 212-808-8100

F: 212-808-8108

*Attorneys for Third-Party Plaintiffs
Del Mar Asset Management Savings
and Retirement Plan and Federated
Logistics LLC 401(k) Plan*

/s/ Kari Parks

Martin H. Kaplan

Kari Parks

120 Wall Street

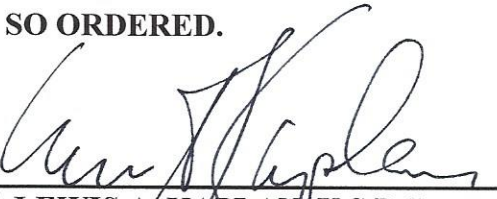
New York, NY 10005

Telephone: (212) 269-1400

Fax: (212) 809-4147

*Attorneys for Third-Party Plaintiffs
The Goldstein Law Group PC 401(k)
Profit Sharing Plan and Sheldon Goldstein*

IT IS SO ORDERED.



HON. LEWIS A. KARLAN, U.S.D.J.

4/13/2020